

SECOND REGULAR SESSION

[P E R F E C T E D]

# SENATE BILL NO. 840

93RD GENERAL ASSEMBLY

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INTRODUCED BY SENATOR STOUFFER.

Read 1st time January 10, 2006, and ordered printed.

Read 2nd time January 17, 2006, and referred to the Committee on Transportation.

Reported from the Committee February 9, 2006, with recommendation that the bill do pass and be placed on the Consent Calendar.

Taken up March 2, 2006. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

3085S.05P

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## AN ACT

To repeal section 227.299, RSMo, and to enact in lieu thereof one new section relating to the process of designating highways and bridges.

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*Be it enacted by the General Assembly of the State of Missouri, as follows:*

Section A. Section 227.299, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 227.299, to read as follows:

227.299. 1. Except as provided in subsection [8] 7 of this section, an organization **or person** that seeks a bridge or highway designation **on the state highway system** to honor an event, place, organization, or person who has been deceased for more than two years shall petition the department of transportation by submitting the following:

(1) An application in a form prescribed by the director, describing the bridge or segment of highway for which designation is sought and the proposed name of the bridge or relevant portion of highway. The application shall include the name of at least one current member of the general assembly who will sponsor the bridge or highway designation. The application may contain written testimony for support of the bridge or highway designation;

(2) [Each application submitted under this section shall be accompanied by] A list of at least one hundred signatures of individuals who support the naming of the bridge or highway; **and**

(3) [A deposit of four hundred dollars per sign proposed to designate the bridge or highway, with the funds to be used for construction of each sign;

**EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.**

17 (4) A deposit of six hundred dollars per sign proposed, with the funds to  
18 be used to maintain each sign; and

19 (5)] **A fee, to be determined by the commission to cover the costs**  
20 **of constructing and maintaining the proposed signs. The fee shall not**  
21 **exceed the cost of constructing and maintaining each sign.**

22 2. All moneys received by the department of transportation for the  
23 construction and maintenance of bridge or highway signs **on the state highway**  
24 **system** shall be deposited in the state treasury to the credit of the ["Department  
25 of Transportation Bridge and Highway Sign Fund" which is hereby created. The  
26 state treasurer shall be custodian of the fund and shall make disbursements from  
27 the fund requested by the Missouri director of the department of transportation  
28 for personal services, expenses, and equipment required to construct and  
29 maintain signs erected in accordance with the provisions of this section.

30 2. At the end of each state fiscal year, the director of the department of  
31 transportation shall:

32 (1) Determine the amount of all moneys deposited into the department of  
33 transportation bridge and highway sign fund;

34 (2) Determine the amount of disbursements from the department of  
35 transportation bridge and highway sign fund which were made to construct and  
36 maintain the signs; and

37 (3) Subtract the amount of disbursements from the income figure referred  
38 to in subdivision (1) of this subsection and deliver this figure to the state  
39 treasurer.

40 3. The state treasurer shall transfer an amount of money equal to the  
41 figure provided by the director of the department of transportation from the  
42 department of transportation bridge and highway sign fund to the state highways  
43 and transportation department fund. An unexpended balance in the department  
44 of transportation bridge and highway sign fund at the end of the biennium not  
45 exceeding twenty-five thousand dollars shall be exempt from the provisions of  
46 section 33.080, RSMo, relating to transfer of unexpended balances to the general  
47 revenue fund.

48 4.] **state road fund.**

49 3. The documents and fees required under this section shall be submitted  
50 to the department of transportation [thirty days before any approval or denial by  
51 the house and senate committees on transportation during that legislative  
52 session] **no later than November 1 prior to the next regular session of**

53 **the general assembly to be approved or denied by the joint committee**  
54 **on transportation oversight during such legislative session.**

55 [5.] 4. The department of transportation shall give notice of any proposed  
56 bridge or highway designation **on the state highway system** in a manner  
57 reasonably calculated to advise the public of such proposal. Reasonable notice  
58 shall include posting the proposal for the designation on the department's official  
59 public web site, and making available copies of the sign designation application  
60 to any representative of the news media or public upon request and posting the  
61 application on a bulletin board or other prominent public place which is easily  
62 accessible to the public and clearly designated for that purpose at the principal  
63 office.

64 [6.] 5. If the memorial highway designation requested by the organization  
65 is not approved by the [house and senate committees] **joint committee** on  
66 transportation **oversight**, ninety-seven percent of the application fee shall be  
67 refunded to the requesting organization.

68 [7.] 6. Two highway signs shall be erected for each bridge and highway  
69 designation[, except] **on the state highway system processed under this**  
70 **section.** When a named section of a highway crosses two or more county lines,  
71 consideration shall be given by the department of transportation to allow  
72 additional signage at the county lines or major intersections.

73 [8.] 7. Highway or bridge designations **on the state highway system**  
74 honoring law enforcement officers or members of the armed forces killed in the  
75 line of duty shall not be subject to the provisions of this section.

76 [9. Upon approval of a bridge or highway designation, the department of  
77 transportation shall provide five miniature signs, free of charge, to persons or  
78 organizations sponsoring signs under this section.]

79 8. **No bridge or portion of a highway on the state highway system**  
80 **may be named or designated after more than one event, place,**  
81 **organization, or person. Each event, place, organization, or person**  
82 **shall only be eligible for one bridge or highway designation.**

83 9. **Any highway signs erected for any bridge or highway**  
84 **designation on the state highway system under the provisions of this**  
85 **section shall be erected and maintained for a twenty-year period. After**  
86 **such period, the signs shall be subject to removal by the department of**  
87 **transportation and the bridge or highway may be designated to honor**  
88 **events, places, organizations, or persons other than the current**

89 **designee. An existing highway or bridge designation processed under**  
90 **the provisions of this section may be retained for additional twenty-**  
91 **year increments if, at least one year before the designation's expiration,**  
92 **an application to the department of transportation is made to retain**  
93 **the designation along with the required documents and all applicable**  
94 **fees required under this section.**

95       10. The provisions of this section shall apply to bridge or highway  
96 designations sought after August 28, [2005] **2006.**

Unofficial ✓

Bill

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